## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Bret M. Berry Docket No.: 31132.172 / PC792.00

Serial No.: 10/663,554 Group Art Unit: 3733

*\$* Filed: September 16, 2003 Examiner: Swiger III, James L.

Conf. No.: 2585 For: Expansion Tool For Adjustable

Spinal Implant

Commissioner for Patents Mail Stop Amendment P.O. Box 1450 Alexandria, VA 22313-1450

## **RESPONSE TO OFFICE ACTION**

Sir:

In response to the Office action of January 24, 2008, please consider the remarks that follow:

Listing of the Claims begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.